GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Lands - APIIC Limited – Permission to APIIC for conversion of another 76.74 Acres of land from lease to outright sale in favour of M/s.Apache SEZ Development India (P) Ltd., which is a 100% holding Company of M/s.Apache Investment Holdings (P) Ltd., from out of 313.57 Acs near Mambattu (V), Tada (M), SPSR Nellore District, in proportion to the employment of 3,238 created– Orders – Issued.

INDUSTRIES & COMMERCE (INFRA) DEPARTMENT

G.O.Ms.No.16

Dated: 23.02.2023.
Read the following:

1) Memorandum of Understanding,dt.06.01.2006 entered between GoAP and M/s Apache Investment Holdings (P) Ltd.
2) G.O.Ms.No.39, Ind. & Comm. (SSI) Dept., dt.03.02.2006.
3) G.O.Ms.No.13,Ind & Comm (INF) Dept., dt.05.03.2010.
4) G.O.Ms.No.69,Ind & Comm (INF) Dept., dt.25.05.2018.
5) From the VC&MD, APIIC Ltd., Single e-file.No.2053 /APIIC /Projects /APACHE/Mambattu /2006 (C.No.296493), dt.23.06.2022.
6) From the General Manager, M/s. Apache SEZ Development India Pvt. Ltd., Letter dt.29.11.2022 along with enclosure Lr.dt.14.09.2022 of the DC, VSEZ.
7) Minutes of the State Investment Promotion Board (SIPB) meeting held on 07.02.2023.

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ORDER

In the reference 1st read above, an MoU, has been entered between GoAP and M/s.Apache Investment Holdings (P) Ltd., which envisage certain obligations on both the parties, besides the general provisions. As per the MoU, GoAP has to allot 314.57 Acs of Industrial land to Apache near Mambattu (V), Tada (M), and Nellore District at Rs.1 /- lease for twenty five years for developing SEZ and to set up world class manufacturing facility for Adidas Sport shoes. M/s.Apache Investment Holdings (P) Ltd., has to invest Rs.200 Crores in fixed assets within four yearsfrom the date of getting approval and to increase the investment over Rs.500 Crores over a period of five years to establish a sector specific SEZ for footwear Industry and to begun development of the SEZ and construction of its production facility to start production by the end of 2006 (1st Phase).

2. In the G.O. 2nd read above, orders were issued approving the MoU entered between GoAP and M/s.Apache Investment Holdings (P) Ltd., on 06.01.2006, for establishment of Footwear Manufacturing Units at Tada, Nellore District

3. According to the provision contained in Clause (1) of the MoU "on reaching employee count of 15,000 or more workers (including piece rate workers and independent contractors working in SEZ) Government will provide Apache and its successors all of the Government rights, title & interest in the said land and will agree to exercise option by Apache for assigning, transfer and convey such rights to its successors, as soon as Apache's employee count reaches 15,000 or more.

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4. In the G.O 3rd read above, the Government ammended the above clause as "Government hereby agrees to provide Apache and its successors and assigns the option to transfer full rights of the land allotted in term of the employment generated in the SEZ by M/s.Apache Investment Holdings (P) Ltd., through its Indian subsidiary Company M/s.Apache Footwear India (P) Ltd."

5. Accordingly, Government have transferred 100 acres of land on ORS to the company in the reference 3rd read above upon achieving employment of 5,732 people and subsequently 100 acres leased land converted into freehold and transferred on outright sale basis in the reference 4th read above, upon achieving employment of 10,089 people respectively in terms of said amendment.

6. In the reference 5th read above, the VC&MD, APIIC submitted a proposal to Government with a request to examine the request of the Company for conversion of balance 113.57 acres (i.e. issuance of sale deed) in favour of M/s. Apache SEZ Development India Private Limited by considering the employment of total 15,135 persons (13,238 Nos through 5 Nos of Units within the SEZ and 1,798 Nos through 2 units outside the SEZ), as submitted by the Company.

7. In the Letter 6th read above, M/s. Apache SEZ Development India Pvt. Ltd., has re-submitted the proposal along with Justification Report to Government and requested to transfer ownership rights for 76.74 acres proportionate to 3,238 Nos of employment created within the SEZ, as reported by the Joint Inspection Report of the Committee, dt.13.04.2022 as well as by the Development Commissioner, VSEZ, letter dt.14.09.2022.

8. Accordingly, the request of the Company has been placed before the State Investment Promotion Board (SIPB) meeting held on 07.02.2023 with the recommendations of the State Investment Promotion Committee (SIPC) in its meeting held on 06.02.2023.

9. In the reference 7th read above, the SIPB has discussed the proposal and recommended to convert 76.74 Acs. of lease hold land allotted to M/s Apache SEZ Development India Pvt. Ltd., on Outright Sale basis in proportion to the employment of 3,238 created within the SEZ.

10. Government after careful examination of the proposal, hereby accord permission to the VC&MD, APIIC Ltd., for conversion of another 76.74 Acs. of land from lease hold to Outright Sale basis in favour of M/s.Apache SEZ Development India (P) Ltd., which is a 100% holding Company of M/s.Apache Investment Holdings (P) Ltd., from out of balance land of 113.57 Acs. nearMambattu (V), Tada (M), SPSR Nellore District, in proportion to the employment of 3,238 created within the SEZ.

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11. The Director of Industries, A.P., Mangalagiri and the Vice Chairman & Managing Director, APIIC Ltd, shall take necessary action in the matter, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

R. KARIKAL VALAVEN
SPECIAL CHIEF SECRETARY TO GOVERNMENT & CIP

To
The Director of Industries, APIIC Towers, 8th floor, Mangalgiri, A.P.- 522 503.
The Vice Chairman & Managing Director, APIIC, APIIC tower,
Plot No.CFC-1, Mangalagiri, Guntur District, A.P.-522503.

Copy to:
The General Administration (Cabinet) Dept., AP Secretariat.
(w.r.t. the U.O.No.39/2023, dt.13.02.2023)
The P.S. to Special Chief Secretary to Hon'ble Chief Minister, O/o. the CMO.
The P.S.to Hon'ble Minister (I&C and IT).
The Authorised Signatory, M/s.Apache SEZ Development India (P) Ltd.
The P.S. to Chief Secretary to Government, A.P. Secretariat.
The P.S to Spl. Chief Secretary to Govt. & CIP, Ind. & Com Dept., A.P. Secretariat.
SC/SF.

//FORWARDED:: BY ORDER//

SECTION OFFICE